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ATTORNEY FOR PLAINTIFF

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ZENAIDA E. QUICHO, individually and
on behalf of all others similarly situated,

Plaintiffs,

v.

MANN BRACKEN, LLC; DOUG
MANN; EDWARD REILLY,

Defendants.

Case No. C 07 3478 BZ

STIPULATION AND [PROPOSED]
ORDER OF DISMISSAL WITH
PREJUDICE

IT IS HEREBY STIPULATED by and between plaintiff ZENAIDA QUICHO
("Plaintiff") on the one hand, and Defendants MANN BRACKEN, LLC; DOUG MANN; and
EDWARD REILLY (collectively, "Defendants"), on the other hand, through their respective
counsel of record, that the parties have reached settlement in this action and that the action
against Defendants, and each of them, shall be dismissed with prejudice, each party to bear its
own costs and attorneys' fees. The putative class claims shall be dismissed without prejudice.

The parties represent that there is no prejudice to class members. A class has not been
certified, and no class member has relied on this lawsuit. There is no statute of limitations that
would bar class claims. Class interests have not been compromised by Plaintiff settling the case
on an individual basis. *Diaz v. Trust Pacific Islands*, 876 F.2d 1401, 1408 (9th Cir. 1989). Also,
see *Singer v. American Airlines Credit Union*, 2006 U. S. Dist. LEXIS 82147 *7 (N.D. Ca Oct.
2006).

ZENAIDA QUICHO

Dated: 11/15/07

/s/
by: Irving L. Berg
THE BERG LAW GROUP
Attorney for Plaintiff

MANN BRACKEN, LLC; DOUG MANN;
EDWARD REILLY

Dated: 11/15/07

/s/
by: Stephen Turner
LEWIS BRISBOIS BISGAARD & SMITH
LLP
Attorney for Defendant

ORDER

Pursuant to Stipulation, IT IS SO ORDERED.

Dated: _____

Hon. Bernard Zimmerman
U. S. Magistrate Judge